

128c



RECEIVED

APR 21 2009

OFFICE OF PETITIONS

7500 Rialto Blvd, Bldg. Two, Ste. 100
 Austin, Texas 78735-6532
 Tel: (512) 391-3900 Fax: (512) 391-3901

PTO FAX NO.: 1 (571) 273-6500

Attorney Docket No.: G-01

Customer No: 21394

Application No.: 09/839,427

Deposit Account No.: 50-0359

Group Art Unit: 3739

CERTIFICATION OF FACSIMILE TRANSMISSION

In connection with U.S. Patent Application No. 09/839,427, filed April 20, 2001, U.S. Patent 6,974,453, granted December 13, 2005 by Jean Woloszko, et al., I hereby certify that the following **Notification of Change of Entity Status and Correction of Erroneously Claimed Small Entity Status** is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Number of pages being transmitted, including this page: 3

Dated: 04.16.2009

A handwritten signature in black ink that reads "Jennifer M. Luhman". Below the signature, the name "Jennifer M. Luhman" is printed in a smaller, sans-serif font.

*PLEASE CONFIRM RECEIPT OF THIS PAPER BY
 RETURN FACSIMILE AT (512) 391-3901*

I hereby certify that this correspondence is being facsimile transmitted (571-273-6500) to the U.S. Patent and Trademark Office on the date shown below:

PATENT

on 04.16.2009

By Jennifer M. Luhman
Jennifer M. Luhman

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

APR 21 2009

In re application of: Jean Woloszko, et al.

Application No.: 09/839,427 Filed: 4/20/2001

Patent No.: 6,974,453

For: DUAL MODE ELECTROSURGICAL CLAMPING
PROBE AND RELATED METHODS

Examiner: Lee Cohen

Group Art Unit: 3739

Confirmation No : 1754

) NOTIFICATION OF CHANGE OF
) ENTITY STATUS TO LARGE
) AND CORRECTION OF
) ERRONEOUSLY CLAIMED SMALL
) ENTITY STATUS

OFFICE OF PETITIONS

VIA FAXSIMILE (571-273-6500)

Mail Stop M Correspondence
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants wish to notify the U.S. Patent and Trademark Office that small entity status is no longer appropriate for this patent application.

Applicants further wish to notify that the itemization and payment of deficiencies required for correction of erroneously claimed status as a small entity are submitted herewith pursuant to 37 C.F.R. § 1.28(c).

04/20/2009 DALLEN 00000039 500359 09839427

01 FC:1461 415.00 DA

Application No.: 09/839,427
Page 2 of 2

Atty Docket No.: G-01

Itemization of the total deficiency payment:

Type	Date of Erroneous Payment	Current Fee Amount for Non-Small Entity	Amount Paid in Error	Deficiency Owed (Current Fee - Amt. Paid in Error)
Request for Continued Examination (ACE)	02/15/2005	\$810.00	\$395.00	\$415.00
Total Deficiency Owed				\$415.00

Applicants hereby authorize the Commissioner to charge \$415.00 to Deposit Account No. 50-0359 of ArthroCare Corporation, corresponding to the Total Deficiency Owed for the itemized fees for the above-referenced patent application.

Applicants believe no further fees are due at this time, however, the Commissioner is hereby authorized to charge any additional fees or credit any over payments to Deposit Account No. 50-0359 of ArthroCare Corporation, as necessary.

Respectfully submitted
Attorney for Applicants,

Matthew Scheele

Matthew Scheele
Reg. No. 59,847

Date: 4/16/09

SEND CORRESPONDENCE TO:
ARTHROCARE CORPORATION
CUSTOMER NO. 21394
512.358.5925
512.391.3901 (fax)

~~Spoke to customers and request
to ignore these documents.
will be directed to the appropriate
division.~~

~~Spoke 4-17-09 @ 2:40~~

Matthew